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10 *Attorneys for Defendant, U.S. Bank National Association, as Trustee for MASTR Asset Backed*
11 *Securities Trust 2006-HE1, Mortgage Pass Through Certificates, Series 2006-HE1 (erroneously*
12 *named “U.S. Bank National Association”)*

13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 LANCE POSNER and EVA POSNER,

16 Plaintiffs,

17 vs.

18 U.S. BANK NATIONAL ASSOCIATION,

19 Defendant.

Case No.: 2:19-cv-00472-JAD-VCF

**STIPULATION AND ORDER TO
EXTEND TIME TO RESPOND TO
PLAINTIFFS’ MOTION TO SET ASIDE
ORDER FOR DISMISSAL [ECF 33]**

[SECOND REQUEST]

20 Defendant, U.S. Bank National Association, as Trustee for MASTR Asset Backed
21 Securities Trust 2006-HE1, Mortgage Pass Through Certificates, Series 2006-HE1 (“U.S.
22 Bank”), and Plaintiffs, Lance Posner and Eva Posner (“Plaintiffs”) (collectively the “Parties”),
23 by and through their counsel of record, hereby stipulate and agree as follows:

- 24 1. On April 3, 2020, Plaintiffs filed their Motion to set aside Order for Dismissal [ECF
25 33] (“Motion”);
- 26 2. U.S. Bank’s deadline to file its Opposition to Plaintiffs’ Motion was to be April 17,
27 2020;
- 28 3. On April 13, 2020, Parties agreed to and filed a Stipulation and Order to Extend Time
to Respond to Plaintiffs’ Motion to set Aside Order for Dismissal [ECF 33] [ECF 37];

- 1 4. On April 13, 2020, this Court filed its Order Granting Stipulation and Order to Extend
- 2 Time to Respond to Plaintiffs' Motion to set Aside Order for Dismissal [ECF 33]
- 3 [ECF 38];
- 4 5. Consequently, in connection with the aforementioned stipulation, U.S. Bank's current
- 5 deadline to file its Opposition to Plaintiffs' Motion is May 1, 2020;
- 6 6. U.S. Bank's counsel is requesting an additional fourteen (14) days to file its response
- 7 to Plaintiffs' Motion, and thus requests up to **May 15, 2020**, to file its Opposition;
- 8 7. This extension is requested due to 1) the effects of the COVID-19 pandemic and 2) to
- 9 allow the parties to conserve resources given ongoing settlement discussions.
- 10 8. Counsel for Plaintiffs does not oppose the extension;
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1 9. This is the second request for an extension which is made in good faith and not for
2 purposes of delay.

3 **IT IS SO STIPULATED.**

4 DATED this 28th day of April, 2020.

DATED this 28th day of April, 2020.

5 WRIGHT, FINLAY & ZAK, LLP

6
7 /s/ Robert A. Riether

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15 *Association, as Trustee for MASTR Asset*
16 *Backed Securities Trust 2006-HE1, Mortgage*
17 *Pass Through Certificates, Series 2006-HE*

/s/ Robert w. Lueck

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Attorney for Plaintiffs, Lance Posner and
Eva Posner

18 **ORDER**

19 **IT IS SO ORDERED.**

20 Dated: April 28, 2020.

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22 UNITED STATES DISTRICT JUDGE
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